

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

MANAL PAULS,

Petitioner,

v.

CIVIL NO. 2:14-CV-10779
HONORABLE SEAN F. COX
UNITED STATES DISTRICT COURT

BONITA HOFFNER,

Respondent.

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**OPINION AND ORDER DENYING THE
MOTION FOR A CERTIFICATE OF APPEALABILITY**

On March 25, 2017, this Court denied petitioner’s habeas application that had been brought pursuant to 28 U.S.C. § 2254 and also denied petitioner a certificate of appealability and leave to appeal *in forma pauperis*. *Pauls v. Hoffner*, No. 2:14-CV-10779; 2016 WL 1170805 (E.D. Mich. March 25, 2016). The United States Court of Appeals for the Sixth Circuit subsequently denied petitioner’s application for a certificate of appealability, his motion for leave to proceed *in forma pauperis*, and dismissed the appeal. *Pauls v. Hoffner*, No. 16-1516 (6th Cir. November 17, 2016).

Pending before the Court is petitioner’s “Motion For Relief From Judgment,” requesting that this Court grant him a certificate of appealability.

In light of the fact that the Sixth Circuit has denied petitioner a certificate of appealability and dismissed petitioner's appeal, the motion for a certificate of appealability will be denied as moot. *See Woodberry v. Bruce*, 203 F.App'x 186, 189 (10th Cir. 2006). The Sixth Circuit's denial of petitioner's motion for a certificate of appealability and the dismissal of petitioner's prior appeal divested this Court of any power to grant petitioner a certificate of appealability on the issues he previously appealed and lost on before the Sixth Circuit. *Id.*

IT IS ORDERED that petitioner's "Motion For Relief From Judgment," which in essence is a motion for a certificate for appealability [Dkt. # 14] is

DENIED AS MOOT.

SO ORDERED.

s/Sean F. Cox

Sean F. Cox

United States District Judge

Dated: July 11, 2017

I hereby certify that a copy of the foregoing document was served upon counsel of record on July 11, 2017, by electronic and/or ordinary mail.

s/Jennifer McCoy

Case Manager